



RCE
1742
Atty. Dkt. No. 017447-0171

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Tomohisa ARAI et al.

Title: **GIANT MAGNETOSTRICTIVE MATERIAL
AND MANUFACTURING METHOD
THEREOF, AND MAGNETOSTRICTIVE
ACTUATOR AND MAGNETOSTRICTIVE
SENSOR THEREWITH**

Appl. No.: 09/779,435

Appl. Filing Date: 02/09/2001

Examiner: J. Sheehan

Art Unit: 1742

**REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Mail Stop RCE
Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. §141, or the commencement of a civil action under 35 U.S.C. §145 or §146 (unless the appeal or civil action is terminated).

1. **Submission required under 37 C.F.R. §1.114:** (check items that apply)

a. Previously submitted:

Please enter and consider the amendment/reply previously filed on November 12, 2003.

01/02/2004 CNGUYEN 00000107 09779435

01 FC:1801
02 FC:1252

770.00 OP
420.00 OP

[] Please consider the Affidavit(s)/Declaration(s) previously filed on __ but not considered.

[] Please consider the arguments in the Appeal Brief or Reply Brief under 37 C.F.R. § 1.116 previously filed on __.

[] Other __.

b. Enclosed are:

[] Amendment/Reply.

[] Affidavit(s)/Declaration(s).

[] Information Disclosure Statement.

[] Form PTO-1449 with copies of __ listed reference(s).

[] Other .

Miscellaneous:

[] Suspension of action of the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of __ months.

The filing fee is calculated below:

	Claims as Amended	Previously Paid For	Extra Claims Present	Rate	Fee Totals
RCE Fee 1.17(e):				\$770.00	= \$770.00
Total Claims:	19	- 36	= 0	x \$18.00	= \$0.00
Independents	3	- 4	= 0	x \$86.00	= \$0.00
				First presentation of any Multiple Dependent Claims: + \$290.00	= \$0.00
				CLAIMS FEE TOTAL: =	\$770.00

[X] Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

<input type="checkbox"/>	Extension for response filed within the first month:	\$110.00	0	\$0.00
<input checked="" type="checkbox"/>	Extension for response filed within the second month:	\$420.00		\$420.00
<input type="checkbox"/>	Extension for response filed within the third month:	\$950.00		\$0.00
<input type="checkbox"/>	Extension for response filed within the fourth month:	\$1,480.00		\$0.00
<input type="checkbox"/>	Extension for response filed within the fifth month:	\$2,010.00		\$0.00
	EXTENSION FEE SUBTOTAL:			\$420.00
	EXTENSION FEE ALREADY PAID:			\$0.00
	EXTENSION FEE TOTAL			\$420.00
	CLAIMS AND EXTENSION FEE TOTAL:			\$1190.00
<input type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):			\$0.00
<input type="checkbox"/>	Suspension of action requested under 37 C.F.R. § 1.103(c)			\$0.00
	TOTAL FEE:			\$1190.00

Please charge Deposit Account No. 19-0741 in the amount of \$1190.00. A duplicate copy of this transmittal is enclosed.

A check in the amount of \$1190.00 to cover the filing fee is enclosed.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Date 30 December 2003

FOLEY & LARDNER
Customer Number: 22428
Telephone: (202) 672-5414
Facsimile: (202) 672-5399

Respectfully submitted,

By

m.

10, 413

for Richard L. Schwaab
Attorney for Applicant
Registration No. 25,479